

Original

By *[Signature]*

SB. No. 528

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the state law library to be operated and administered by the state law library board; transferring the functions and duties of the library of the Supreme Court to the state law library; transferring the money appropriated to the Supreme Court for the operation and administration of the Supreme Court library to the board; repealing Article 1722, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. In this Act, unless the context requires a different meaning:

(1) "Library" means the state law library.

(2) "Board" means the state law library board.

(3) "Director" means the director of the state law library.

Sec. 2. The functions and duties now performed by the library of the Supreme Court under Article 1722, Revised Civil Statutes of Texas, 1925, are transferred to the state law library, which is established as an independent agency of the state.

Sec. 3. (a) The library is under the control of, and administered by, the state law library board composed of the chief justice of the Supreme Court, the presiding judge of the Court of Criminal Appeals, and the attorney general. Each member of the board may designate a personal representative to serve for him.

(b) Members of the board or their designated representatives are not entitled to compensation for service on the board, but each member or representative is entitled to reimbursement for actual and necessary expenses incurred in attending meetings and performing official duties, to be paid out of funds appropriated to the board.

Sec. 4. The library shall maintain a legal reference facility to include the statutes and case reports from the several states and legal journals and periodicals. The facility shall be maintained for the use and information of the members and staff of the:

(1) Supreme Court;

(2) Court of Criminal Appeals;

(3) Attorney General's Department;

(4) commissions, agencies, and boards of the other branches of state government; and

(5) citizens of the state.

Sec. 5. The board shall employ a director of the library and shall fix his salary. The director shall be accountable only to the board and shall serve at the pleasure of the board. The director may, with the approval of the board, employ professional and clerical personnel at salaries fixed by the board.

1 Sec. 6. All books, documents, files, records, equipment,
2 and property of all kinds owned or used by the Supreme Court
3 library, and all facilities used for storage, are transferred to
4 the library.

5 Sec. 7. All money appropriated by the Legislature to the
6 Supreme Court for the purpose of operating and administering the
7 Supreme Court library is transferred to the board to be used only
8 for operating and administering the library.

9 Sec. 8. The library may transfer any books, papers, and
10 publications located in and belonging to the library to the
11 library of the Law School of the University of Texas. The trans-
12 fer may be made only on the unanimous vote of the members of the
13 board. By majority vote, the board may recall any books, papers,
14 or publications transferred by authority of this section.

15 Sec. 9. The board shall make all reasonable rules and
16 regulations which are necessary to insure efficient operation
17 of the library.

18 Sec. 10. Article 1722, Revised Civil Statutes of Texas,
19 1925, as amended, is repealed.

20 Sec. 11. The importance of this legislation and the
21 crowded condition of the calendars in both houses create an
22 emergency and an imperative public necessity that the Constitu-
23 tional Rule requiring bills to be read on three several days in
24 each house be suspended, and this Rule is hereby suspended, and
25 that this Act take effect and be in force from and after its
26 passage, and it is so enacted.

Austin, Texas

4/26, 1976

Hon. Ben Barnes
President of the Senate

Sir:

We, your Committee on STATE AFFAIRS,
to which was referred S B. No. 528, have had the same
under consideration, and I am instructed to report it back to
the Senate with the recommendation that it do _____
pass _____ and be _____ printed.

Moran
Chairman

Bill Analysis

BACKGROUND INFORMATION:

PURPOSE OF THE BILL:

To create the state law library for the use of the Supreme Court, Court of Criminal Appeals, Attorney General's Department, and the commissions, agencies, and boards of the state government.

SECTION BY SECTION SUMMARY:

Section 1: Definitions.

Section 2: Transfers the Supreme Court library to the state law library, which is established by this Act.

Section 3: (a) Library under the control of the state law library board (Chief Justice of the Supreme Court, Presiding Judge of the Court of Criminal Appeals, and the Attorney General).

(b) No compensation to board members, but reimbursement for actual expenses.

Section 4: Library to maintain a legal reference facility for the use of Supreme Court, Court of Criminal Appeals, Attorney General's Department, commissions, agencies and boards of state, and citizens.

Section 5: Board to employ a director who may employ other personnel.

Section 6: Everything owned or used by Supreme Court library transferred to the library.

Section 7: All money appropriated to Supreme court for the Supreme Court library transferred to the library.

Section 8: The library may transfer any of its books, papers, etc. to the U.T. Law Library - only by unanimous vote of the

S.B. 528

board. . By majority vote, board may recall any such transfer.

Section 9: Board to make rules and regulations.

Section 10: Repeals Art. 1722, V.T.C.S.

Section 11: Emergency clause.

A BILL TO BE ENTITLEDAN ACT

relating to the creation of the State Law Library to be operated and administered by the State Law Library Board; transferring the functions and duties of the library of the Supreme Court to the State Law Library; transferring the money appropriated to the Supreme Court for the operation and administration of the Supreme Court library to the board; repealing Article 1722, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. In this Act, unless the context requires a different meaning:

(1) "Library" means the State Law Library.

(2) "Board" means the State Law Library Board.

(3) "Director" means the director of the State Law Library.

Sec. 2. The functions and duties now performed by the library of the Supreme Court under Article 1722, Revised Civil Statutes of Texas, 1925, are transferred to the State Law Library, which is established as an independent agency of the State.

Sec. 3. (a) The library is under the control of, and administered by, the State Law Library Board composed of the chief justice of the Supreme Court, the presiding judge of the Court of Criminal Appeals, and the Attorney General. Each member of the board may designate a personal representative to serve for him.

(b) Members of the board or their designated representatives are not entitled to compensation for service on the board, but each member or representative is entitled to reimbursement for actual and

necessary expenses incurred in attending meetings and performing official duties, to be paid out of funds appropriated to the board.

Sec. 4. The library shall maintain a legal reference facility to include the statutes and case reports from the several states and legal journals and periodicals. The facility shall be maintained for the use and information of the members and staff of the:

(1) Supreme Court;

(2) Court of Criminal Appeals;

(3) Attorney General's Department;

(4) commissions, agencies, and boards of the other branches of State government; and

(5) citizens of the State.

Sec. 5. The board shall employ a director of the library and shall fix his salary. The director shall be accountable only to the board and shall serve at the pleasure of the board. The director may, with the approval of the board, employ professional and clerical personnel at salaries fixed by the board.

Sec. 6. All books, documents, files, records, equipment, and property of all kinds owned or used by the Supreme Court library, and all facilities used for storage, are transferred to the library.

Sec. 7. All money appropriated by the Legislature to the Supreme Court for the purpose of operating and administering the Supreme Court library is transferred to the board to be used only for operating and administering the library.

Sec. 8. The library may transfer any books, papers, and publications located in and belonging to the library to the library of the Law School of The University of Texas. The transfer

may be made only on the unanimous vote of the members of the board. By majority vote, the board may recall any books, papers, or publications transferred by authority of this section.

Sec. 9. The board shall make all reasonable rules and regulations which are necessary to insure efficient operation of the library.

Sec. 10. Article 1722, Revised Civil Statutes of Texas, 1925, as amended, is repealed.

Sec. 11. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

FORM C

(For a favorable report on a bill where a "committee substitute" was recommended by the committee.)

COMMITTEE REPORT

Date May 24, 1971,

HON. G. F. (GUS) MUTSCHER

Speaker of the House of Representatives.

Sir:

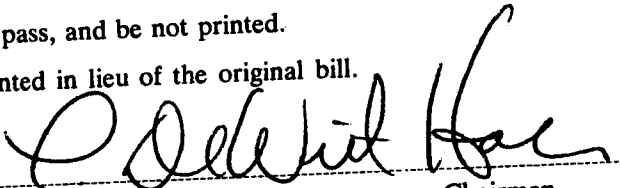
We, your Committee on Judiciary, to whom was referred S.B. No. 528, have had the same under consideration and beg to report back with recommendation that it do pass, and be not printed. Committee Substitute was recommended and is to be printed in lieu of the original bill.

The Bill was reported from Committee by the following vote:

Unanimous voice vote

Majority voice vote

Yeas and Nays


Chairman.

(A "committee substitute" in the case of a bill is in the form of two suggested amendments, a new body and a new caption. Under the Rules a committee may authorize the printing of the "committee substitute" in lieu of the original bill. If the original caption is adequate, the "committee substitute" should be only a new body; and in such case the original caption should be printed along with the suggested new body.)

1 By: Hightower

S. B. No. 528

2 (In the Senate. --March 8, 1971, Filed with the Secretary of the Senate;
3 March 9, 1971, read, referred to Committee on State Affairs:
4 April 27, 1971, reported favorably; May 6, 1971, read second time and
5 ordered engrossed; May 6, 1971, Senate and Constitutional 3-Day Rules
6 suspended by vote of 31 yeas, 0 nays to place bill on third reading and final
7 passage; May 6, 1971, read third time and passed by 31 yeas, 0 nays.)

8 CHARLES SCHNABEL
9 Secretary of the Senate

10 May 6, 1971, Engrossed.

11 BEA LEWIS
12 Engrossing Clerk

13 May 6, 1971, Sent to House.

14 May 6, 1971, Received from the Senate.

15 DOROTHY HALLMAN

16 Chief Clerk, House of Representatives

17 (In the House. --May 7, 1971, Read first time and referred to Committee
18 on Judiciary: May 25, 1971, reported favorably, as amended, by unanimous
19 voice vote, sent to Printer.)

20
21 A BILL

22 TO BE ENTITLED

23 AN ACT relating to the creation of the State Law Library to be
24 operated and administered by the State Law Library Board;
25 transferring the functions and duties of the library of the
26 Supreme Court to the State Law Library; transferring the
27 money appropriated to the Supreme Court for the operation
28 and administration of the Supreme Court library to the
29 board; repealing Article 1722, Revised Civil Statutes of
30 Texas, 1925, as amended; and declaring an emergency.

31 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

32 Section 1. In this Act, unless the context requires a different meaning:

33 (1) "Library" means the State Law Library.

34 (2) "Board" means the State Law Library Board.

35 (3) "Director" means the director of the State Law Library.

36 Sec. 2. The functions and duties now performed by the library of the
37 Supreme Court under Article 1722, Revised Civil Statutes of Texas, 1925,
38 are transferred to the State Law Library, which is established as an
39 independent agency of the State.

40 Sec. 3. (a) The library is under the control of, and administered by,
41 the State Law Library Board composed of the chief justice of the Supreme
42 Court, the presiding judge of the Court of Criminal Appeals, and the
43 Attorney General. Each member of the board may designate a personal
44 representative to serve for him.

45 (b) Members of the board or their designated representatives are not
46 entitled to compensation for service on the board, but each member or
47 representative is entitled to reimbursement for actual and necessary
48 expenses incurred in attending meetings and performing official duties,
49 to be paid out of funds appropriated to the board.

50 Sec. 4. The library shall maintain a legal reference facility to include
51 the statutes and case reports from the several states and legal journals
52 and periodicals. The facility shall be maintained for the use and
53 information of the members and staff of the:

54 (1) Supreme Court;

55 (2) Court of Criminal Appeals;

56 (3) Attorney General's Department;

57 (4) commissions, agencies, and boards of the other branches of State
58 government; and

59 (5) citizens of the State.

60 Sec. 5. The board shall employ a director of the library and shall fix

1 his salary. The director shall be accountable only to the board and shall
2 serve at the pleasure of the board. The director may, with the approval
3 of the board, employ professional and clerical personnel at salaries fixed
4 by the board.

5 Sec. 6. All books, documents, files, records, equipment, and property
6 of all kinds owned or used by the Supreme Court library, and all facilities
7 used for storage, are transferred to the library.

8 Sec. 7. All money appropriated by the Legislature to the Supreme Court
9 for the purpose of operating and administering the Supreme Court library
10 is transferred to the board to be used only for operating and administering
11 the library.

12 Sec. 8. The library may transfer any books, papers, and publications
13 located in and belonging to the library to the library of the Law School of
14 The University of Texas. The transfer may be made only on the unanimous
15 vote of the members of the board. By majority vote, the board may recall
16 any books, papers, or publications transferred by authority of this section.

17 Sec. 9. The board shall make all reasonable rules and regulations which
18 are necessary to insure efficient operation of the library.

19 Sec. 10. Article 1722, Revised Civil Statutes of Texas, 1925, as
20 amended, is repealed.

21 Sec. 11. The importance of this legislation and the crowded condition of
22 the calendars in both Houses create an emergency and an imperative public
23 necessity that the Constitutional Rule requiring bills to be read on three
24 several days in each House be suspended, and this Rule is hereby suspended;
25 and that this Act take effect and be in force from and after its passage, and
26 it is so enacted.

27
28 COMMITTEE AMENDMENT NO. 1

29 Amend S. B. No. 528 by striking all below the enacting clause and
30 substituting the following:

31 Section 1. In this Act, unless the context requires a different meaning:

32 (1) "Library" means the state law library.

33 (2) "Board" means the state law library board.

34 (3) "Director" means the director of the state law library.

35 Sec. 2. The functions and duties now performed by the library of the
36 Supreme Court under Article 1722, Revised Civil Statutes of Texas, 1925,
37 are transferred to the state law library, which is established as an indepen-
38 dent agency of the state.

39 Sec. 3. (a) The library is under the control of, and administered by, the
40 state law library board composed of the chief justice of the Supreme Court,
41 the presiding judge of the Court of Criminal Appeals, and the attorney general.
42 Each member of the board may designate a personal representative to serve
43 for him.

44 (b) Members of the board or their designated representatives are not
45 entitled to compensation for service on the board, but each member or
46 representative is entitled to reimbursement for actual and necessary expenses
47 incurred in attending meetings and performing official duties, to be paid out
48 of funds appropriated to the board.

49 Sec. 4. The library shall maintain a legal reference facility to include the
50 statutes and case reports from the several states and legal journals and
51 periodicals. The facility shall be maintained for the use and information of
52 the members and staff of the:

53 (1) Supreme Court;

54 (2) Court of Criminal Appeals;

55 (3) Attorney General's Department;

56 (4) commissions, agencies, and boards of the other branches of state
57 government; and

58 (5) citizens of the state.

59
60

1 Sec. 5. The board shall employ a director of the library and shall fix
2 his salary. The director shall be accountable only to the board and shall
3 serve at the pleasure of the board. The director may, with the approval of
4 the board, employ professional and clerical personnel at salaries fixed by
5 the board.

6 Sec. 6. All books, documents, files, records, equipment, and property
7 of all kinds owned and used by the Supreme Court Library, the Court of
8 Criminal Appeals library, and the Attorney General's library are trans-
9 ferred to the State Law Library.

10 Sec. 7. During the biennium ending August 31, 1973, the Comptroller of
11 Public Accounts is hereby authorized and directed to set up an account to be
12 known as the State Law Library Fund and is authorized and directed to
13 transfer into such account from time to time moneys appropriated to the
14 Supreme Court for the purpose of operating and administering the Supreme
15 Court Library. For the purpose of operating and administering the library
16 for the Court of Criminal Appeals, the Comptroller is authorized and
17 directed to transfer into such account from time to time such amounts as
18 may be necessary from such court's appropriation for consumable supplies
19 and materials or other designation for its library purposes. For the purpose
20 of operating and administering the library for the Attorney General, the
21 Comptroller is authorized and directed to transfer into such account from
22 time to time such amounts as may be necessary from the appropriation to
23 the Attorney General's office for consumable supplies and materials or
24 other designation for its library purposes. Such transfers may be made
25 on the direction of the Chief Justice of the Supreme Court, the Presiding
26 Judge of the Court of Criminal Appeals, and the Attorney General, respec-
27 tively. Moneys in the State Law Library Fund may be expended by the
28 Board or its duly authorized representative for the purpose of maintaining,
29 operating, and keeping up-to-date the State Law Library. Moneys appro-
30 priated for use of the libraries of the Supreme Court, Court of Criminal
31 Appeals, and the Attorney General's office during the present biennium
32 shall not be affected by this Act.

33 Sec. 8. The library may transfer any books, papers, and publications
34 located in and belonging to the library to the library of the Law School of
35 the University of Texas. The transfer may be made only on the unanimous
36 vote of the members of the board. By majority vote, the board may recall
37 any books, papers or publications transferred by authority of this section.

38 Sec. 9. The board shall make all reasonable rules and regulations which
39 are necessary to insure efficient operation of the library.

40 Sec. 10. Article 1722, Revised Civil Statutes of Texas, 1925, as amended,
41 is repealed.

42 Sec. 11. The importance of this legislation and the crowded condition of
43 the calendars in both houses create an emergency and an imperative public
44 necessity that the Constitutional Rule requiring bills to be read on three
45 several days in each house be suspended, and this Rule is hereby suspended,
46 and that this Act take effect and be in force from and after its passage, and
47 it is so enacted.

48 Rosson

49
50

COMMITTEE AMENDMENT NO. 2

51 Recommended form of caption for S. B. No. 528:

52 A BILL

53 TO BE ENTITLED

54 AN ACT relating to the creation of the state law library to be operated and
55 administered by the state law library board; transferring the function,
56 duties and libraries of the library of the Supreme Court, Court of
57 Criminal Appeals, and the Attorney General's office to the state law
58 library; transferring to the board the money appropriated to the
59 Supreme Court, Court of Criminal Appeals, and Attorney General's
60 office for the operation and administration of their libraries; repealing
61 Article 1722, Revised Civil Statutes of Texas, 1925, as amended; and
62 declaring an emergency. Rosson

COMMITTEE REPORT

COMMITTEE ROOM

Austin, Texas, May 24, 1971

Hon. G. F. (Gus) Mutscher, Speaker of the House of Representatives.

SIR: We, your Committee on Judiciary, to whom was referred S. B. No. 528, have had the same under consideration and beg to report back with recommendation that it do pass, and be not printed.

Committee Substitute was recommended and is to be printed in lieu of the original bill.

L. DeWitt Hale, Chairman

BILL ANALYSIS

1. BACKGROUND

It is felt that there should be a single state law library under one central control.

2. PURPOSE

To create a unified state law library.

3. SECTION BY SECTION

Section 1. Definitions

Section 2. Transfers the functions of the library of the Supreme Court to the state law library.

Section 3. Provides for a state law library board composed of the Chief Justice of the Supreme Court, the presiding judge of the Court of Criminal Appeals, and the Attorney General. Members serve without pay but are to be reimbursed for actual expenses.

Section 4. Provides for the contents and uses of the state law library.

Section 5. Provides for library personnel

Section 6. Transfers all books, records and property from the Supreme Court Library, the Court of Criminal Appeals Library and the Attorney General's library to the State Law Library.

Section 7. Provides for funding of the library.

Section 8. Provides for transfer of documents to the library of the Law School of the University of Texas.

Section 9. Provides that the board shall make rules necessary to the operation of the Library.

Section 10. Repeals Article 1722, V. T. C. S.

Section 11. Emergency clause.

SUMMARY OF COMMITTEE ACTION

This bill as amended, was reported to the House by unanimous voice vote. This bill proposes new law.

COMMITTEE SUBSTITUTE

Amend S. B. No. 528 by striking all below the enacting clause and substituting the following:

Section 1. In this Act, unless the context requires a different meaning:

- (1) "Library" means the state law library.
- (2) "Board" means the state law library board.
- (3) "Director" means the director of the state law library.

Sec. 2. The functions and duties now performed by the library of the Supreme Court under Article 1722, Revised Civil Statutes of Texas, 1925, are transferred to the state law library, which is established as an independent agency of the state.

Sec. 3. (a) The library is under the control of, and administered by, the state law library board composed of the chief justice of the Supreme Court, the presiding judge of the Court of Criminal Appeals, and the attorney general. Each member of the board may designate a personal representative to serve for him.

(b) Members of the board or their designated representatives are not entitled to compensation for service on the board, but each member or representative is entitled to reimbursement for actual and necessary expenses incurred in attending meetings and performing official duties, to be paid out of funds appropriated to the board.

Sec. 4. The library shall maintain a legal reference facility to include the statutes and case reports from the several states and legal journals and periodicals. The facility shall be maintained for the use and information of the members and staff of the:

- (1) Supreme Court;
- (2) Court of Criminal Appeals;
- (3) Attorney General's Department;
- (4) commissions, agencies, and boards of the other branches of state government; and
- (5) citizens of the state.

Sec. 5. The board shall employ a director of the library and shall fix his salary. The director shall be accountable only to the board and shall serve at the pleasure of the board. The director may, with the approval of the board, employ professional and clerical personnel at salaries fixed by the board.

Sec. 6. All books, documents, files, records, equipment, and property of all kinds owned and used by the Supreme Court Library, the Court of Criminal Appeals library, and the Attorney General's library are transferred to the State Law Library.

Sec. 7. During the biennium ending August 31, 1973, the Comptroller of Public Accounts is hereby authorized and directed to set up an account to be known as the State Law Library Fund and is authorized and directed to transfer into such account from time to time moneys appropriated to the Supreme Court for the purpose of operating and administering the Supreme Court Library. For the purpose of operating and administering the library for the Court of

MAY 28 1971

DATE

READ AND ADOPTED

Dorothy Hallman
CHIEF CLERK
HOUSE OF REPRESENTATIVES

Criminal Appeals, the Comptroller is authorized and directed to transfer into such account from time to time such amounts as may be necessary from such court's appropriation for consumable supplies and materials or other designation for its library purposes. For the purpose of operating and administering the library for the Attorney General, the Comptroller is authorized and directed to transfer into such account from time to time such amounts as may be necessary from the appropriation to the Attorney General's office for consumable supplies and materials or other designation for its library purposes. Such transfers may be made on the direction of the Chief Justice of the Supreme Court, the Presiding Judge of the Court of Criminal Appeals, and the Attorney General, respectively. Moneys in the State Law Library Fund may be expended by the Board or its duly authorized representative for the purpose of maintaining, operating, and keeping up-to-date the State Law Library. Moneys appropriated for use of the libraries of the Supreme Court, Court of Criminal Appeals, and the Attorney General's office during the present biennium shall not be affected by this Act.

Sec. 8. The library may transfer any books, papers, and publications located in and belonging to the library to the library of the Law School of the University of Texas. The transfer may be made only on the unanimous vote of the members of the board. By majority vote, the board may recall any books, papers, or publications transferred by authority of this section.

Sec. 9. The board shall make all reasonable rules and regulations which are necessary to insure efficient operation of the library.

Sec. 10. Article 1722, Revised Civil Statutes of Texas, 1925, as amended, is repealed.

Sec. 11. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

(2)

Committee Amendment 2

Rosson

Recommended form of caption for S. B. No. 528:

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the state law library to be operated and administered by the state law library board; transferring the function, duties and libraries of the library of the Supreme Court, Court of Criminal Appeals, and the Attorney General's office to the state law library; transferring to the board the money appropriated to the Supreme Court, Court of Criminal Appeals, and Attorney General's office ~~the money appropriated to the Supreme Court~~ for the operation and administration of their libraries; repealing Article 1722, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

34
MAY 28 1971

DATE _____

READ AND ADOPTED

Dorothy Hallman
CHIEF CLERK
HOUSE OF REPRESENTATIVES

AN ACT

relating to the creation of the State Law Library to be operated and administered by the State Law Library Board; transferring the function, duties and libraries of the library of the Supreme Court, Court of Criminal Appeals, and the Attorney General's office to the State Law Library; transferring to the board the money appropriated to the Supreme Court, Court of Criminal Appeals, and Attorney General's office for the operation and administration of their libraries; repealing Article 1722, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. In this Act, unless the context requires a different meaning:

- (1) "Library" means the State Law Library.
- (2) "Board" means the State Law Library Board.
- (3) "Director" means the director of the State Law Library.

Sec. 2. The functions and duties now performed by the library of the Supreme Court under Article 1722, Revised Civil Statutes of Texas, 1925, are transferred to the State Law Library, which is established as an independent agency of the State.

Sec. 3. (a) The library is under the control of, and administered by, the State Law Library Board composed of the chief justice of the Supreme Court, the presiding judge of the Court of Criminal Appeals, and the Attorney General. Each member of the board may designate a personal representative to serve for him.

(b) Members of the board or their designated representatives are not entitled to compensation for service on the board, but each member or representative is entitled to reimbursement for actual and necessary expenses incurred in attending meetings and performing official duties, to be paid out of funds appropriated to the board.

Sec. 4. The library shall maintain a legal reference facility to include the statutes and case reports from the several states and legal journals and periodicals. The facility shall be maintained for the use and information of the members and staff of the:

- (1) Supreme Court;
- (2) Court of Criminal Appeals;
- (3) Attorney General's Department;
- (4) commissions, agencies, and boards of the other branches of State government; and
- (5) citizens of the State.

Sec. 5. The board shall employ a director of the library and shall fix his salary. The director shall be accountable only to the board and shall serve at the pleasure of the board. The director may, with the approval of the board, employ professional and clerical personnel at salaries fixed by the board.

Sec. 6. All books, documents, files, records, equipment, and property of all kinds owned and used by the Supreme Court Library, the Court of Criminal Appeals library, and the Attorney General's library are transferred to the State Law Library.

Sec. 7. During the biennium ending August 31, 1973, the Comptroller of Public Accounts is hereby authorized and directed to set up an account to be known as the State Law Library Fund and is authorized and directed to transfer into such account from time to time moneys appropriated to the Supreme Court for the purpose of operating and administering the Supreme Court Library. For the purpose of operating and administering the library for the Court of Criminal Appeals, the Comptroller is authorized and directed to transfer into such account from time to time such amounts as may be necessary for such court's appropriation for consumable supplies and materials or other designation for its library purposes. For the purpose of operating and administering the library for the Attorney General, the Comptroller is authorized and directed to transfer into such account from time to time such amounts as may be necessary from the appropriation to the Attorney General's office for consumable supplies and materials or other designation for its library purposes. Such transfers may be made on the direction of the Chief Justice of the Supreme Court, the Presiding Judge of the Court of Criminal Appeals, and the Attorney General, respectively. Moneys in the State Law Library Fund may be expended by the board or its duly authorized representative for the purpose of maintaining, operating, and keeping up to date the State Law Library. Moneys appropriated for use of the libraries of the Supreme Court, Court of Criminal Appeals, and the Attorney General's office during the present biennium shall not be affected by this Act.

Sec. 8. The library may transfer any books, papers, and publications located in and belonging to the library to the

library of the Law School of The University of Texas. The transfer may be made only on the unanimous vote of the members of the board. By majority vote, the board may recall any books, papers, or publications transferred by authority of this section.

Sec. 9. The board shall make all reasonable rules and regulations which are necessary to insure efficient operation of the library.

Sec. 10. Article 1722, Revised Civil Statutes of Texas, 1925, as amended, is repealed.

Sec. 11. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

Lieutenant Governor

Speaker of the House

I hereby certify that S. B. No. 528 passed the Senate on May 6, 1971, by the following vote: Yeas 31, Nays 0; May 31, 1971, Senate concurred in House amendments by the following vote: Yeas 31, Nays 0; passed subject to Article III, Section 49a of the Constitution.

Secretary of the Senate

I hereby certify that S. B. No. 528 passed the House on May 31, 1971, with amendments, by the following vote: Yeas 141, Nays 0; passed subject to Article III, Section 49a of the Constitution.

Chief Clerk of the House

Approved:

6-8-71

Date

Signed _____

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:15 PM O'CLOCK

JUN 9 1971

.....
Secretary of State

I, Robert S. Calvert, Comptroller of Public Accounts, do hereby certify that the amounts appropriated in the herein S. B. No. 528, Regular Session, 62nd Legislature are within the amount estimated to be available in the affected fund.

Certified _____, 1971.

Comptroller of Public Accounts

AN ACT relating to the creation of the state law library to be operated and administered by the state law library board; . . . and declaring an emergency.

MAY 6 1971

Received from
the Senate

Dorothy Hallman
Chief Clerk, House of Representatives

MAY 7 1971

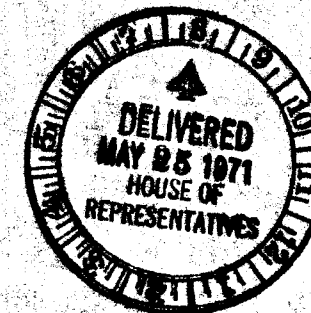
READ 1st TIME
AND REFERRED TO COMMITTEE ON

Judiciary
Dorothy Hallman
Chief Clerk, House of Representatives

MAY 25 1971

REPORTED FAVORABLY SENT TO PRINTER

AS AMENDED



Ward

PRINTED, DISTRIBUTED AND

REFERRED TO COMMITTEE ON

RULES 8:00

(Time)

P.M.

(Date)

3-8-71

Filed with the Secretary of the Senate

MAR 9 1971

Read, referred to Committee on

State affairs

APR 27 1971

Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

Senate and Constitutional Rules to permit consideration suspended by

{ unanimous consent.

_____ years, _____ days.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ years, _____ days.

MAY 6 1971

Read second time and

{ ordered engrossed.
~~passed to third reading.~~

Caption ordered amended to conform to body of bill.

MAY 6 1971

Senate and Constitutional 8-Day Rules suspended by vote of

31 years, 0 days to place bill on third reading and final passage.

MAY 6 1971

Read third time and passed by

~~a viva voce vote.~~31 years, 0 days.

OTHER ACTION:

Charles Schnabel

Secretary of the Senate

5-6-71

Engrossed

MAY 6 1971

Sent to HOUSE

Ben Lewis

ENGROSSING CLERK

MAY 31 1971

MD 528

Motion to suspend all necessary rules to consider prevailed by non-record vote.

Dorothy Hallman
Chief Clerk, House of Representatives

MAY 29 1971 Read Second Time, *Amended*
and passed to third reading by *non* record vote, *31*
of _____ eyes, _____ noes.

Dorothy Hallman
Chief Clerk, House of Representatives
MAY 29 1971 Constitutional Rule requiring bills to be read on three several days suspended by a four fifths vote.
Yeas _____ Nays _____

Dorothy Hallman
Chief Clerk, House of Representatives
MAY 29 1971 Read third time
by following vote: yeas *141*
Nays _____

Dorothy Hallman
Chief Clerk
HOUSE OF REPRESENTATIVES

MAY 31 1971 MOTION TO RECONSIDER THE VOTE BY WHICH *MD 528* WAS ADOPTED / PASSED AND TO TABLE THE MOTION TO RECONSIDER PREVAILED PASSED BY A *non-record* VOTE OF _____ AYES AND _____ NAYS
Dorothy Hallman
CHIEF CLERK HOUSE OF REPRESENTATIVES

RETURNED MAY 31 1971 FROM HOUSE

with amendments

MAY 31 1971
Senate concurred in House amendments by the following vote: *31*
yeas, *0* nays.

Dorothy Hallman
Chief Clerk, House of Representatives
MAY 31 1971 Unanimous consent granted to amend caption of House Bill No. *528* to conform to body of bill.

MAY 31 1971 RETURNED TO SENATE

HighTower

JUN 2 1971